

antee minority rights, so too can this Speaker overturn a bad precedent and restore the minority rights that were originally established back in 1909.

"I strongly urge the Chair to sustain my point of order and thereby restore the rights that are rightfully ours according to the legislative history and intent behind this rule."

Mr. GORDON was recognized to speak to the point of order and said:

"Mr. Speaker, I do wish to be heard on this point of order.

"Mr. Speaker, the gentleman from Florida [Mr. GOSS] makes the point of order that the rule limits the motion to recommit and therefore, according to the minority, the rule violates clause 4(b) of rule XI.

"Mr. Speaker, I respectfully disagree. Rule XI prohibits the Rules Committee from reporting a rule that: 'Would prevent the motion to recommit from being made as provided in clause 4 of rule XVI.'

"Clause 4 of rule XVI addresses only the simple motion to recommit and requires the Speaker to give preference in recognition to a Member of the minority who is opposed to the measure. 'Nowhere are instructions mentioned, Mr. Speaker, so long as the minority's right to offer a simple motion to recommit is protected, a rule does not 'prevent the motion to recommit from being made as provided in clause 4 of rule XVI.' This is a well-established parliamentary point.

"I will not respect the precedents and history of this point. Suffice it to say that Speaker Rainey, on January 11, 1934 so ruled and was sustained on appeal.

"The parliamentary point has been reaffirmed several times in the last few years, by ruling of the Chair, and when the ruling was challenged, it has been sustained on appeal.

"The precedents are clear and unequivocal. If the rule does not deprive the minority of the right to offer a simple motion to recommit, then the rule does not violate the spirit or the letter of clause 4(b) of rule XI. Mr. Speaker, I urge that the point of order be overruled."

The SPEAKER pro tempore, Mr. ANDREWS of Maine, overruled the point of order, and said:

"The Chair is now prepared to rule. Under the precedents cited in section 729(C) of the House Rules and Manual, and as reiterated as recently as yesterday afternoon, the Chair overrules the point of order."

When said resolution was considered. After debate,

On motion of Mr. GORDON, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. ANDREWS of Maine, announced that the yeas had it.

Mr. SOLOMON objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas ..... 247  
Nays ..... 183

¶140.18

[Roll No. 607]

YEAS—247

Ackerman	Gordon	Olver
Andrews (ME)	Grandy	Ortiz
Andrews (NJ)	Green	Orton
Andrews (TX)	Hall (TX)	Oxley
Applegate	Hamburg	Pallone
Bacchus (FL)	Hamilton	Pastor
Baessler	Harman	Payne (NJ)
Barcia	Hastings	Payne (VA)
Barlow	Hayes	Penny
Barrett (WI)	Hilliard	Peterson (FL)
Barton	Hoagland	Peterson (MN)
Becerra	Hobson	Pickett
Beilenson	Hochbrueckner	Pickle
Berman	Hoekstra	Poshard
Bevill	Holden	Price (NC)
Bilbray	Houghton	Pryce (OH)
Bishop	Hoyer	Ramstad
Blackwell	Hughes	Reed
Bonior	Hutto	Regula
Borski	Inglis	Reynolds
Boucher	Inslee	Richardson
Brewster	Jefferson	Roemer
Brooks	Johnson (GA)	Rose
Browder	Johnson (SD)	Rowland
Brown (CA)	Johnson, E. B.	Roybal-Allard
Brown (FL)	Johnston	Rush
Brown (OH)	Kanjorski	Sabo
Byrne	Kaptur	Sanders
Cantwell	Kasich	Sangmeister
Carr	Kennedy	Sawyer
Chapman	Kennelly	Saxton
Clay	Kildee	Schaefer
Clayton	Kim	Schenk
Clement	Klecza	Schroeder
Clyburn	Klein	Schumer
Collins (GA)	Klink	Scott
Collins (IL)	Klug	Serrano
Collins (MI)	Kopetski	Sharp
Condit	Kreidler	Shays
Conyers	LaFalce	Shepherd
Cooper	Lambert	Skaggs
Coppersmith	Lancaster	Slattery
Costello	Lantos	Slaughter
Coyne	LaRocco	Smith (IA)
Cramer	Laughlin	Smith (MI)
Danner	Levin	Stenholm
Darden	Lewis (GA)	Stokes
de la Garza	Lloyd	Strickland
Deal	Long	Studds
DeFazio	Lowe	Stupak
DeLauro	Maloney	Swett
DeLay	Mann	Swift
Derrick	Manton	Synar
Deutsch	Margolies-	Tanner
Dicks	Mezvinsky	Tauzin
Dingell	Markey	Taylor (MS)
Dixon	Martinez	Tejeda
Dooley	Matsui	Thompson
Edwards (CA)	Mazzoli	Thornton
Edwards (TX)	McCrery	Thurman
Engel	McCurdy	Torres
English (AZ)	McDermott	Torrice
Eshoo	McHale	Towns
Evans	McInnis	Tucker
Ewing	McKinney	Unsoeld
Farr	McMillan	Valentine
Fawell	McNulty	Vento
Fazio	Meehan	Visclosky
Fields (LA)	Meek	Volkmer
Filner	Menendez	Walsh
Fingerhut	Miller (FL)	Waters
Flake	Mineta	Watt
Foglietta	Minge	Waxman
Ford (TN)	Moakley	Wheat
Frank (MA)	Montgomery	Whitten
Frost	Moran	Williams
Furse	Murtha	Wilson
Gedjenson	Nadler	Wise
Gephardt	Natcher	Woolsey
Geren	Neal (MA)	Wyden
Gibbons	Neal (NC)	Wynn
Gingrich	Oberstar	Young (FL)
Glickman	Obey	

NAYS—183

Abercrombie	Armey	Baker (LA)
Allard	Bachus (AL)	Ballenger
Archer	Baker (CA)	Barca

Barrett (NE)	Gutierrez	Paxon
Bartlett	Hancock	Pelosi
Bateman	Hansen	Petri
Bentley	Hastert	Pombo
Bereuter	Hefley	Pomeroy
Bilirakis	Hefner	Porter
Blute	Herger	Portman
Boehlert	Hinchey	Quillen
Boehner	Hoke	Quinn
Bonilla	Horn	Rahall
Bryant	Huffington	Rangel
Bunning	Hunter	Ravenel
Burton	Hutchinson	Ridge
Buyer	Hyde	Roberts
Callahan	Inhofe	Rogers
Calvert	Istook	Rohrabacher
Camp	Jacobs	Ros-Lehtinen
Canady	Johnson (CT)	Rostenkowski
Cardin	Johnson, Sam	Roth
Castle	King	Roukema
Coble	Kingston	Royce
Coleman	Knollenberg	Santorum
Combest	Kolbe	Sarpalius
Cox	Kyl	Schiff
Crane	Lazio	Sensenbrenner
Crapo	Leach	Shaw
Cunningham	Lehman	Shuster
Dellums	Levy	Siskisky
Diaz-Balart	Lewis (CA)	Skeen
Dickey	Lewis (FL)	Skelton
Doolittle	Lightfoot	Smith (NJ)
Dornan	Linder	Smith (OR)
Dreier	Lipinski	Smith (TX)
Duncan	Livingston	Snowe
Dunn	Machtley	Solomon
Durbin	Manzullo	Spence
Emerson	McCandless	Spratt
English (OK)	McCloskey	Stark
Everett	McCollum	Stearns
Fields (TX)	McDade	Stump
Fish	McHugh	Sundquist
Ford (MI)	McKeon	Talent
Fowler	Meyers	Taylor (NC)
Franks (CT)	Mfume	Thomas (CA)
Franks (NJ)	Mica	Thomas (WY)
Gallegly	Michel	Torkildsen
Gallo	Miller (CA)	Traficant
Gekas	Mink	Upton
Gilchrest	Molinar	Velazquez
Gillmor	Mollohan	Vucanovich
Gilman	Moorhead	Walker
Gonzalez	Morella	Washington
Goodlatte	Murphy	Weldon
Goodling	Myers	Wolf
Goss	Nussle	Yates
Grams	Owens	Young (AK)
Greenwood	Packard	Zeliff
Gunderson	Parker	Zimmer

NOT VOTING—3

Bliley Clinger Hall (OH)

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶140.19 MESSAGE FROM THE PRESIDENT

A message in writing the President of the United States was communicated to the House by Mr. Edwin Thomas, one of his secretaries.

¶140.20 GOVERNMENT REFORM AND SAVINGS

The SPEAKER pro tempore, Mr. ANDREWS of Maine, pursuant to House Resolution 320 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 3400) to provide a more effective, efficient, and responsive government.

The SPEAKER pro tempore, Mr. ANDREWS of Maine, by unanimous consent, designated Mr. HUGHES as Chairman of the Committee of the Whole; and after some time spent therein,

¶140.21 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the